

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

BOURNEWOOD HOSPITAL,

Plaintiffs,

- vs -

TOMMY G. THOMPSON, SECRETARY, UNITED
STATES DEPARTMENT OF HEALTH AND
HUMAN SERVICES,

Defendant.

Civil Action No. 04-10149-JLT

MOTION TO EXTEND SCHEDULE

Plaintiff Bournemouth Hospital, by counsel, and defendant Tommy G. Thompson, Secretary of the Department of Health and Human Services, by counsel, (together, the "Parties") hereby jointly request that the Court issue a Revised Scheduling Order as set forth below, extending the timeline established in the Court's Scheduling Order.

The Parties are engaged in settlement negotiations they believe are productive and may resolve the case without need of making some or all of the filings contemplated by the schedule described below.

The Parties propose that the Court issue an order revising the previously ordered briefing and conference schedule as follows:

January 12, 2005:	Plaintiffs' Motion for Summary Judgment
February 16, 2005:	Defendant's Opposition/Cross-Motion
March 9, 2005:	Plaintiffs' Opposition/Reply
March 30, 2005:	Defendant's Reply

April 11, 2005: 10:00 a.m. Status Conference

For the foregoing reasons, the Parties respectfully request that the Court issue a briefing schedule in the form set forth above.

Dated: November 16, 2004

Respectfully submitted,

/s/ Gina Y. Walcott-Torres
Attorney for Defendant Tommy G.
Thompson, Secretary

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